

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/534,055 Confirmation No.: 2702
Applicant : George P. TEITELBAUM, *et al.*
Filed : March 25, 2003
Title : TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES
TC/Art Unit : Unassigned
Examiner: Unassigned

Docket No. : 64118.000192 (MED-032 US)
Customer No. : 70813

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Under the authority of 37 C.F.R. §1.181(A), and in accordance with MPEP §711.03(c)(I) applicants respectfully petition the U.S. Patent and Trademark Office (PTO) to withdraw the improper abandonment of the above-captioned application due to PTO's error.

The PTO mailed a Notice of Abandonment on May 31, 2007 to the undersigned's prior firm, Hunton & Williams. The undersigned did not receive the Notice of Abandonment until sometime in July, 2007. This petition therefore is timely filed.

The Notice of Abandonment states that the application became abandoned because applicant failed to file timely to the second 37 CFR 1.47(a) decision mailed 01 August 2006.

Applicants timely responded, however, to the Decision on Renewed Petition Under 37 C.F.R. §1.47(a) received by Hunton and Williams LLC, on August 9, 2006 (no mailing date was on correspondence) by filing a Request for One-Month Extension of Time and Submission of Third Petition Under 37 C.F.R. §1.47(a) on October 11, 2006, via facsimile. Copies of the Notice of Abandonment, the complete filing on October 11, 2006, and the Acknowledgement of Receipt received from the United States Patent and Trademark Office, are enclosed for your convenience.

Applicants believe that no additional fees are due for filing this petition. In the event any additional fees are required, the Commissioner is authorized to charge all required fees, under 37 C.F.R. §1.17, or all required extension of time fees, to the undersigned's Deposit Account No. 07-1700.

Respectfully submitted,

Dated: 8/10/07

By: 
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Electronic Acknowledgement Receipt

EFS ID:	2071364
Application Number:	10534055
International Application Number:	
Confirmation Number:	2702
Title of Invention: Transpedicular intervertebral disk access methods and devices	
First Named Inventor/Applicant Name:	George P Teitelbaum
Customer Number:	21967
Filer:	Stephen Terry Schreiner
Filer Authorized By:	
Attorney Docket Number:	64118.000192
Receipt Date:	10-AUG-2007
Filing Date:	
Time Stamp:	15:16:23
Application Type:	U.S. National Stage under 35 USC 371

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
1	Petition for review by the Technology Center SPRE.	filng.pdf	1186165 07bb2a5cd0d8b45defaefab95be742ac ae4f8210	no	12

Warnings:

Information:**Total Files Size (in bytes):**

1186165

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.